

PATENT  
Docket No. 10289US01

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

RICHARD W. MOLSTAD and YUNG YIP

Serial No.: 10/087,415

Filed: March 1, 2002

For: TIME-BASED SERVOPOSITIONING  
SYSTEMS

Group Art Unit: 2651

Examiner: Andrew Sniezek

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AUG 26 2005

CERTIFICATE UNDER 37 CFR 1.8: I hereby certify that this correspondence is being transmitted by facsimile to the Commissioner for Patents, Alexandria, VA 22313-1450 on 26 August, 2005.

By: 

Name: Eric D. Levinson

**PETITION UNDER 37 C.F.R. § 1.181 TO WITHDRAW  
HOLDING OF ABANDONMENT - NO FEE REQUIRED**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Applicants hereby petition under 37 C.F.R. § 1.181 for withdrawal of the Notice of Abandonment dated August 3, 2005. The application was not, in fact, abandoned, and the Issue Fee/Publication Fee transmittal was properly filed out and transmitted on March 18, 2005, which is within the statutory period of three months from the mailing date of the Notice of Allowance (i.e., May 3, 2005).

Submission

Enclosed with this Petition is (1) the facsimile Return Receipt Confirmation of the Issue Fee transmittal, (2) the regular confirmation report, and (3) the Issue Fee Transmittal.

Request for Withdrawal of Abandonment

In light of the above, withdrawal of the holding of abandonment is respectfully requested. Because the Notice of Abandonment was issued in error, no fee is required.

Respectfully submitted,

Date

8/26/05  
Eric D. Levinson  
Registration No. 35,814

Imation Legal Affairs  
P.O. Box 64898  
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Date \_\_\_\_\_

By

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